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12
13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 (SAN FRANCISCO DIVISION)

16 FUJITSU HITACHI PLASMA DISPLAY LTD.,
a Japanese Corporation,

17 Plaintiff,

18 v.

19 LG ELECTRONICS, INC., a Korean
20 Corporation,

21 Defendant.

Case No. C-07-2201-JCS

**DEFENDANT'S NOTICE OF MOTION
AND MOTION TO DISMISS PURSUANT
TO FRCP 12(b)(1) OR, IN THE
ALTERNATIVE, TO TRANSFER
PURSUANT TO 28 U.S.C. § 1404(a)**

Date: July 27, 2007
Time: 9:30 a.m.
Ct rm: Courtroom A, 15th Floor

NOTICE OF MOTION AND MOTION

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on July 27, 2007, at 9:30 a.m. in Courtroom A on the 15th floor of the United States District Court for the Northern District of California, located at 450 Golden Gate Avenue, San Francisco, California, before the Honorable Joseph C. Spero, Magistrate Judge, Defendant LG Electronics, Inc. ("LGE") will and hereby does move this Court, pursuant to Federal Rule of Civil Procedure 12(b)(1) and 28 U.S.C. §§ 1331 and 2201, for an order dismissing or alternatively, pursuant to 28 U.S.C. § 1404(a), for an order transferring this case to the Marshall Division of the Eastern District of Texas.

In support of this motion, LGE relies on the Memorandum of Points and Authorities filed herewith, the Declaration of Katherine Prescott and all attachments and exhibits thereto, the Declaration of Jong-Kwon Choi and the exhibits and attachments thereto, the pleadings, records and files in this action, and on such oral argument as may be presented at the time of the hearing of this motion, as well as all other matters this Court deems appropriate.

On June 18, 2007, counsel for LGE conferred with counsel for Hitachi regarding this matter. Counsel for Hitachi indicated that this motion is opposed.

Dated: June 18, 2007

FISH & RICHARDSON P.C.

By: /s/ Katherine D. Prescott

Katherine D. Prescott

Attorneys for Plaintiff
LG ELECTRONICS, INC.

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